



Response Under 37 C.F.R. § 1.116  
Expedited Procedure  
Group Art Unit 1634

AF / GAU 1634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Dean L. Engelhardt et al.

Serial No. 08/479,997

Group Art Unit: 1634

Filed: June 7, 1995

Examiner: Scott Houtteman

Title: OLIGO- OR POLYNUCLEOTIDES, AND OTHER  
COMPOSITIONS COMPRISING PHOSPHATE MOIETY  
LABELED NUCLEOTIDES

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Honorable Commissioner of  
Patents and Trademarks  
Washington, D. C. 20231

Sir:

Transmitted herewith is an Amendment Under 37 C.F.R. § 1.116 in the above-identified patent application.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total	122	Minus	176	= 0	X 22	\$ 0
Indep	6	Minus	6	= 0	X 82	\$ 0
( )	First Presentation of Multiple Dependent Claims				+ 270	\$ 0
	TOTAL ADDITIONAL FEE					\$ 0

( ) Charge Deposit Account No. 05-1135 in the amount of \$\_\_\_\_\_

( ) A check in the amount of \$\_\_\_\_\_ is attached.

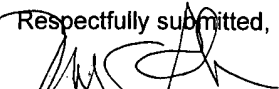
(X) The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1135: any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims and any patent application processing fees under 37 C.F.R. §1.17.

Copies are being provided in triplicate.

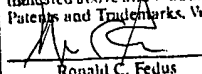
Also enclosed: Request Under 37 C.F.R. §1.129(a) For Withdrawal Of The Finality Of The  
September 29, 1998 Office Action

Respectfully submitted,

November 20, 1998  
Date

  
Ronald C. Fedus  
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Attorney's Docket No.: Enz-5(D6)(C2)

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.	EM366566222
Deposit Date	November 20, 1998
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231	
 Ronald C. Fedus	NOV 20 98 Date



**RESPONSE UNDER 37 C.F.R. §1.116**  
**EXPEDITED PROCEDURE**  
**EXAMINING GROUP 1634**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Dean L. Engelhardt et al. )  
Serial No. 08/479,997 ) Group Art Unit: 1634  
Filed: June 7, 1995 ) Examiner: Scott Houtteman  
Title: OLIGO- OR POLYNUCLEOTIDES, )  
AND OTHER COMPOSITIONS )  
COMPRISING PHOSPHATE MOIETY )  
LABELED NUCLEOTIDES )

527 Madison Avenue (9<sup>th</sup> Floor)  
New York, New York 10022  
November 20, 1998

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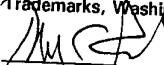
Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

ATTENTION: BOX AF

**AMENDMENT UNDER 37 C.F.R. §1.116**

Dear Sirs:

Please enter this response (Amendment Under 37 C.F.R. §1.116) to the final Office Action mailed on September 29, 1998 in connection with the above-identified application. A response to the September 29, 1998 Office Action is due on December 29, 1998. Accordingly, this response (Amendment) is being timely filed.

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I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Ronald C. Fedus Reg. No. 32,567	Nov 20 98 Date